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IN THE UNITED STATES DISTRICT COURT FOR THE MINDLE DISTRICT OF PENNSYLVANIA

STEVEN L. ROMANSKY

Petitioner . CIVIL NO. 1:00-CV-1520

v. (Judge Rambo)

CONNER BLAINE, JR.,

Respondent : MAY 25 2005

FILED HARRISBURG, PA

Per______

MOTION FOR ENLARGEMENT OF TIME TO SUPPLEMENT THE RECORD BASED ON NEW AUDIOTAPES AND EVIDENTIARY
HEARTNG THEREON

Petitioner Steven L. Romansky, files this Motion For Enlargement of Time To Supplement The Record Rased on New Audiotapes And Evidentiary Hearing Thereon and in support thereof, avers as follows:

A. Enlargement of Time.

directing Respondent to provide Petitioner copies of four(4) audiotapes and transcripts within ten (10) days of its Order.

2. Petitioner was given forty (40) days from the date of

the Courts Order to supplement the record.

3. On April 27, 2005; Petitioner received the four (4) audiotapes and transcript from Captain John Kingston with a Radio Shack tape player. However, the tape player proved to

be defective and Potitioner was provided with a Pansonic tape

player on April 29, 2005.

4. Petitioner immediately started transcribing and compiled 227 pages of transcript which was reduced to 191 pages.

5. On May 19, 2005, Petitioner mailed the first complete handwritten copy of the tape transcript to Jesemy A. Haugh, Esquire, due to the fact that on March 3, 2005, the Honorable Joseph F. Kameen, President Judge, Court of Common Pleas of Pike County issued an Order upon the Respondent's to provide the four (4) Audiotapes for Petitioners Pike County case at No. 190-Crimin 21-1985.

6. Under SCI- Greene's indigent policy Petitioner's issued a maximum of one hundred sheets of paper per month and ten dollars for postage and copies. However, for some unknown reason legal size envelopes for mailing are not provided.

7. Due to the fact that it takes Petitioner between ten and fifteen days to handwrite one copy of this transcript and needs to make several more copies fetitioner has requested copies from the original sent to Attorney Haugh. However, he is under no obligation to do so.

8. Petitioner has also requested extra paper from staff here at SCI Greene in order to handwrite more copies. This request has been pending since May 1, 2005, with no response as of this

writing.

- 9. In light of the fact that transcripts of these four (4) tapes are pivotal to further proceedings in this action and the only method of reproducing copies is by handwriting Petitioner requests what the Court would consider a reasonable enlargement of time under the circumstances.
 - Evidentiary Hearing
 - 10. The four (4) audiotapes at issue here contain conversations

between Petitioner and Thomas Smithers. However, the tapes are not the same as the first set of tapes provided to Petitioner. The transcript provided is either deliberately or accidentally misleading, due to the fact it has Petitioner making statements that Smithers made and Smithers making statements that Petitioner made and the transcript is less than one third of the tope conversations

Il. What the tapes do reveal is the fact that the Respondents are still withholding other tapes and exculpatory evidence. Officer William E. O'Connoll clearly states that he is placing a "Body Transmitter" on the body of Thomas E. Smithers and a "Nagra Recorder" in the vehicle belonging to Thomas E. Smithers. Thus, the conversation between Petitioner and Smithers outside the car was indeed recorded and not provided to Petitioner.

Attached In fact there are several conversations about the grand jury, hearing, arraignment and trial.

13. The tapes make clear that Special Agent Russell W. Thomas made false statements on his affidavit of probable cause.

14. The investigation report discussed on the tape and not turned over to Petitioner clearly states that there was two people involved at the scene and paint cans were found and not bondo cans as the jury was lead to believe.

15. The dates, receipts, pictures and the highlights of the investigation discussed on tape have to this day not been turned

over to Petitioner.

16. In light of the fact that this is the second time this case is in Front of the Court and despite numerous attempts to obtain all the exculpatory evidence in this case the Respondent's Still continue to hold Back the above stated evidence.

17. At this juncture Petitioner finds it impossible to comprehend withy the transcript has been altered, and the Respondent's continue to violate the requirements of Brady and impede Petitioner from raising all his claims.

WHEREFORE, Petitioner, Steven L. Romansky, respectfully requests this Honorable Court for an enlargement of time to handwrite the necessary number of copies of the transcript; schedule an evidentiary hearing to ascertain if the transcript; cript was deliberately altered and why the Respondent's are still holding exculpatory evidence and grant anyother such further relief as this Honorable Court deems necessary and just.

Respectfully submitted.

Steven L. Romanstry

175 Progress Drive

Waynesburg, PA 15370-8090

Dated: May 20, 2005

IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

STEVEN L. ROMANSKY,

Petitioner . CIVIL NO. 1:00-CV-1520

v. (Judge Rambo)

CONNER BLAINE, IR.

Respondent

CERTIFICATE OF SERVICE

I hereby certify that on May 20, 2005, I placed in the United States Mail, Petitioner's Motion For Enlargement of Time To Supplement The Record Based on New Audiotapes And Evidentiary Hearing Thereon, served upon the person and in the manner indicated below, which service satisfies the requirements of F.R. Civ. P.S.

Service by Piest class mail addressed as follows:

Andrea F. Mckenna, Esquire Senior Deputy Attorney General Appeals and Legal Services 16th Floor, Strawberry Square Harrisburg, PA 17120

Steven L. Romans Dez

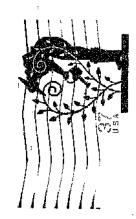
Steve Romansky A4-8324 175 Progress Drive Waynesburg, PA 15370-8090 May 20, 2005

Office of The Clerk.
United States District Court
Middle District of Pennsylvania
U. S. Courthouse
228 Walnut Street
P.O. Box 983
Harrisburg, PA 17108

Re: Romansky v. Blaine, No. 1:00-CV-1520 (Rambo)
Dear Clerk:

Enclosed for filing in the above captioned case you will find Petitioner's Motion For Enlargement of Time To Supplement The Record Based on New Audio Tapes And Evidentiary Hearing Thereon. Thank you for your attention and cooperation.

Sincercly. Steve Romansley





Office of The Clerk United States District Court Middle District of Pennsylvan U.S. Courthouse 228 Walnut Street P.O. Box 983 Harrisburg, PA 17108 tricking humanimum tricking

In the Correction of Resident At Green In the Number: Ay-8124 In 175 Progress Drive Wanneshire DA 1827 and